

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	4:05CR3039 &
	)	4:05CR3091
v.	)	
	)	
THOMAS E. MILLER,	)	MEMORANDUM
	)	AND ORDER
Defendant.	)	

I am in receipt of Magistrate Judge Piester's memorandum, recommendation and order (4:05CR3039, filing 133; 4:05CR3091, filing 93). In general, I am in agreement with Judge Piester's thoughtful analysis. Therefore,

IT IS ORDERED that my judicial assistant shall arrange a telephone conference with counsel of record in both cases so that we can discuss further progression of this matter.

DATED this 11<sup>th</sup> day of March, 2009.

BY THE COURT:

*s/Richard G. Kopf*  
United States District Judge